



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	)	Examiner: Belyavskiy, Michail A.
Mary E. GERRITSEN, et al.	)	Art Unit: 1644
Application Serial No. 09/940,101	)	Confirmation No: 4279
Filed: August 27, 2001	)	Attorney's Docket No. 39766-0072 A2
For: <b>ErbB4 ANTAGONISTS</b>	)	<b>Customer No. 25213</b>

EXPRESS MAIL LABEL NO. EL 977 612 247 US  
DATE MAILED: DECEMBER 22, 2004

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

**MAIL STOP RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This Preliminary Amendment accompanies a Request for Continued Examination (RCE) under 35 U.S.C. §132 and 37 C.F.R. §1.114 and is in response to the Final Office Action mailed on September 9, 2004. That Office Action set a shortened statutory period for reply of three months. With an extension of time of one month, which extension of time being hereby requested, the RCE and this amendment are timely filed.

Please consider the following remarks and amendments when examining the present application.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.

12/29/2004 HDEHESS1 00000003 081641 09940101

02 FC:1251 120.00 DA